

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION**

IN RE:

Jeffrey Wayne Brown

Brittany Pierce Brown

SSN# : XXX-XX-0311

SSN# : XXX-XX-8074

DEBTORS

Case No. 17-50510

Chapter 13

**MOTION OF TRUSTEE TO DISMISS CASE
OR TO MODIFY PLAN**

The undersigned Trustee in the above-referenced Chapter 13 case hereby moves the Court to dismiss the case, or to modify the plan in such a manner as the Court deems necessary and appropriate, for the following reason(s):

Plan payments are currently in default.

A Preliminary Hearing will be held on this motion as shown on the attached Notice, at which the Trustee will recommend to the Court to grant a variety of relief options in this case, including but not limited to dismissing the case, extending or reducing the term of the plan, reducing or increasing the plan payment, reducing the percentage paid to unsecured creditors, granting a moratorium on missed payments, granting a hardship discharge, modifying the plan to the payments made so far, allowing for a fee to the debtors' attorney for representation at the hearing, or granting any other such relief which the Court determines to be necessary and appropriate.

Dated: 5/15/2018

Steven G. Tate
Chapter 13 Trustee

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION

IN RE:
Jeffrey Wayne Brown
Brittany Pierce Brown
SSN# : XXX-XX-0311 DEBTORS
SSN# : XXX-XX-8074

Case No. 17-50510

Chapter 13

NOTICE OF PRELIMINARY HEARING

The Chapter 13 Trustee has filed papers in the bankruptcy case for the debtors named above, and will bring before the Court a preliminary hearing on the Motion to Dismiss Case or to Modify Plan.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.

1. If you **DO NOT** want the Court to grant the relief requested by the Trustee, or if you want the Court to consider your views, then by 6/11/2018, you or your attorney must file with the Court a written response at the following address:

Clerk, U.S. Bankruptcy Court
401 W Trade St Room 111
Charlotte, NC 28202

2. If you **mail** your response to the Court for filing, you must mail it early enough for the Court to **receive** it on or before the deadline stated above.

3. On or before the date stated above for written responses, you must also serve a copy of your response on any other party required to be served by law.

A preliminary hearing will be held at the following time and place:

Date: 6/12/2018 Time: 1:00 PM

Location: Chapter 13 Bankruptcy Office
212 Cooper Street
Statesville, NC 28677-5856

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought and may enter an order granting that relief. If a response is made and the motion is not resolved by consent at the preliminary hearing, a hearing before the Court will be scheduled.

Dated: 5/15/2018

Steven G. Tate, Chapter 13 Trustee
212 Cooper St
Statesville, NC 28677-5856
(704) 872-0068 | general@ch13sta.com

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CERTIFICATE OF SERVICE

The parties whose names and addresses are listed below were served by United States first class mail, postage prepaid on 5/21/2018.

K. Myers

Office of the Chapter 13 Trustee

Aerocare USA, 2233 East Main Street, Montrose, CO 81401
Affiliated Mgmt Services Inc, PO Box 505, Linden, MI 48451-0505
Ashley Funding Services LLC, c/o Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
BB&T BR Dept, Mail Code 100-50-01-51, PO Box 1847, Wilson, NC 27894
BB&T-BR DEPT, PO BOX 1847, WILSON, NC 27894-1847
Capital Bank, PO Box 164405, Miami, FL 33116-4405
Card Assets LLC, 3824 Northside Pkwy Ste 350, Atlanta, GA 30327
CAROLINA WEST, PO BOX 959, WILKESBORO, NC 28697-0959
Cash to Payday, 16266 Fancy Gap Hwy, Cana, VA 24317
Century Link, PO Box 4300, Carol Stream, IL 60197-4300
Charter Communications, 2 Digital Pl, Simpsonville, SC 29681-5769
Cornerstone Health Care, PO Box 580063, Charlotte, NC 28258-0063
CREDIT BUREAU, PO BOX 26140, GREENSBORO, NC 27402
Credit One Bank, PO Box 98873, Las Vegas, NV 89193-8873
Diatherix Laboratories LLC, PO Box 162587, Atlanta, GA 30321-2587
Directv LLC by American InfoSource LP as agent, 4515 N Santa Fe Ave, Oklahoma City, OK 73118
Directv LLC by American InfoSource LP as agent, PO Box 5008, Carol Stream, IL 60197-5008
Dr James A Harrell Jr, 835 Claremont Center Dr, Elkin, NC 28621
Elkin Emergency Physicians PLLC, PO Box 63429, Charlotte, NC 28263
Elkin Funeral Service, PO Box 192, Elkin, NC 28621
Eos Cca, 700 Longwater Dr, Norwell, MA 02061
Forsyth Medical Center, 3333 Silas Creek Pkwy, Winston Salem, NC 27103-3013
GEORGE BROWN ASSOCIATES INC, 2200 CROWNPOINT EXECUTIVE DR, CHARLOTTE, NC 28227-7754
Harvest Associates Inc, 1010 Spring-Cypress Rd, Spring, TX 77373-2503
Hugh Chatham Hospital, PO Box 560, Elkin, NC 28621-0560
Internal Revenue Service, PO Box 7317, Philadelphia, PA 19101-7317
Internal Revenue Service, PO Box 7346, Philadelphia, PA 19101-7346
Interstate Credit, 711 Coliseum Plaza Court, Winston Salem, NC 27106
Jefferson Capital Systems LLC, PO Box 772813, Chicago, IL 60677-2813
Jeffrey Wayne Brown, Brittany Pierce Brown, 2654 Pleasant Ridge Road, State Road, NC 28676
Medical Data Systems Inc, 2001 9th Ave Ste 312, Vero Beach, FL 32960
MEDICAL PARK HOSPITAL, 1950 S HAWTHORNE RD, WINSTON SALEM, NC 27103
Midland Credit Management Inc as agent for, Midland Funding LLC, PO Box 2011, Warren, MI 48090
NC Department of Commerce DES, PO Box 26504, Raleigh, NC 27611-6504
NC DEPT OF REVENUE, OFFICE SERV DIV/BANKRUPTCY UNT, PO BOX 1168, RALEIGH, NC 27602-1168
Neurosurgical Solutions PA, 145 Kimel Park Dr Ste 220, Winston Salem, NC 27103
Online Information Services, PO Box 1489, Winterville, NC 28590-1489
Optimum Outcomes Inc, 2651 Warrenville Rd Ste 500, Downers Grove, IL 60515
Piedmont Imaging, 185 Kimel Park Dr, Winston Salem, NC 27103
Piedmont Triad Anesthesia PA, 145 Kimel Park Dr Ste 120, Winston Salem, NC 27103-6983
Portfolio Recovery Associates LLC, PO Box 12914, Norfolk, VA 23541
Portfolio Recovery Associates LLC, PO Box 41067, Norfolk, VA 23541
Premier Bankcard LLC, c/o Jefferson Capital Systems LLC, PO Box 7999, St Cloud, MN 56302-9617
Salem Foot Care PA, 1505 River St, Wilkesboro, NC 28697
Seterus Inc, PO Box 1047, Hartford, CT 06143-1047
Shapiro & Ingle LLP, 10130 Perimeter Pkwy Ste 400, Charlotte, NC 28216-2442

Simmons Bank, PO Box 6609, Pine Bluff, AR 71611-9977
STERN & ASSOCIATES PA, 415 N EDGEWORTH ST STE 210, GREENSBORO, NC 27401-2071
Synchrony Bank, c/o PRA Receivables Management LLC, PO Box 41021, Norfolk, VA 23541
Tek Collect Inc, PO Box 1269, Columbus, OH 43216
THE SIGMON LAW FIRM PA, PO BOX 17249, RALEIGH, NC 27619-7249
Total Woman Care LLC, 942 Johnson Ridge Rd, Elkin, NC 28621
Verizon by American Infosource LP, 4515 N Santa Fe Ave, Oklahoma City, OK 73118
Verizon by American Infosource LP, PO Box 248838, Oklahoma City, OK 73124-8838
WILKES COUNTY TAX COLLECTOR, 110 N STREET, WILKESBORO, NC 28697
Wilkesboro County Clerk of Court, 500 Courthouse Dr, Wilkesboro, NC 28697
WS Badcock Corporation, PO Box 724, Mulberry, FL 33860
Yadkin Valley Adult Medicine, 500 Chatham Medical Park, Elkin, NC 28621
Yadkin Valley Dermatology, 201 A Eldon Parks Drive, Elkin, NC 28621

Total Served: 59